

Application Number 10/544233
Response to the Office Action dated February 23, 2009

REMARKS

Favorable reconsideration of this application is requested in view of the following remarks.

Claims 5-9 have been canceled without prejudice.

Claim 1 has been amended to include the limitations of claim 3 and further has been amended editorially. Accordingly, claims 2 and 3 have been canceled.

Applicants appreciate the Examiner's courtesy of sending a copy of the 1449 form filed on August 2, 2005, in which all references are marked as considered. Applicants respectfully request that all references in the 1449 form filed on February 18, 2009 also be considered.

Claims 1-9 have been rejected under 35 U.S.C. 102(a) as being anticipated by Itoh (U.S. Patent Application Publication No. 2005/0013583). Applicants respectfully traverse this rejection.

Itoh discloses an audio/video information recording and reproducing apparatus that has a post-recording function (see abstract). Itoh further discloses that during post recording reproduction, the audio file and the video file are read alternately (see Fig. 27 and paras. [0200] and [0218] at pages 16 and 17, respectively). In Fig. 27, even if audio data located at Reading #5 are post-recorded audio data, the data are read between the video data at Reading #4 and those at Reading #6 and are not read after the original audio data and before the video data. Thus, Itoh fails to disclose the device that firstly reproduces the original audio data, secondly, post-record audio data, and thirdly, video data, all of which are filed in the blocks corresponding to each other, i.e., M data blocks, and then reproduces the original audio data and video data in M-1 data blocks as claim 1 requires. Accordingly, claim 1 is distinguished from Itoh, and this rejection should be withdrawn.

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In view of the above, Applicants request reconsideration of the application in the form of a Notice of Allowance.



Respectfully submitted,

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Dated: May 19, 2009

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